Serial No. 10/672,695 Docket No: 6006-107

## **Listing of Claims:**

1. (Previously Presented) An implantable endoluminal graft, comprising:

- (a) a microporous metal thin film covering having a pattern of microporous openings passing therethrough;
- (b) a metal structural support element having at least one affixation member, a pattern of openings passing through the metal structural support element and underlying the microporous metal thin film covering comprised of a metallic material; and
- (c) wherein the metal structural support element is attached to the microporous metal thin film covering only at the at least one affixation member.
- 2. (Previously Presented) The implantable endoluminal graft of claim 1, wherein the affixation member is positioned near either a proximal end or distal end of the microporous metal thin film covering and a corresponding end of the metal structural support element.
- (Previously Presented) The implantable endoluminal graft of claim 1, wherein the affixation
  member is near a distal end of the microporous metal thin film covering and metal structural
  support element.
- 4. (Previously Presented) The implantable endoluminal graft according to claim 1, wherein the at least one affixation member is positioned near a terminal end of the metal structural support element.
- 5. (Previously Presented) The implantable endoluminal graft of claim 4, wherein the microporous metal thin film covering is attached to the at least one affixation member.
- 6. (Previously Presented) The implantable endoluminal graft of claim 1, wherein the cylindrical elements have a sinusoidal pattern with alternating peaks and valleys.
- 7. (Cancelled)

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8. (Previously Presented) The implantable endoluminal graft according to claim 4, wherein the metal structural support element further comprises a plurality of cylindrical elements and interconnecting elements, the cylindrical elements adopting a sinusoidal pattern with alternating peaks and valleys and the at least one affixation member extends longitudinally from at least one of a peak or a valley at a terminal end of the metal structural support element.

- 9. (Previously Presented) The implantable endoluminal graft of claim 8, wherein the microporous metal thin film covering exhibits a uniform pattern of openings throughout the surface of the microporous metal thin film covering.
- 10. (Previously Presented) The implantable endoluminal graft of claim 9, wherein the microporous metal thin film covering and the metal structural support element are fabricated from nitinol.
- 11. (Previously Presented) The implantable endoluminal graft of claim 10, wherein the microporous metal thin film covering maintains a martensite crystalline structure throughout a temperature transition from room temperature to body temperature and behaves martensitically *in vivo*.
- 12. (Previously Presented) The implantable endoluminal graft of claim 10, wherein the metal structural support element undergoes a martensite to austenite phase transition, during a temperature transition from room temperature to body temperature and behaves austenitically *in vivo*.
- 13. (Withdrawn) The implantable endoluminal graft of claim 10, further comprising a microporous metal thin film covering that maintains an austenite crystalline structure throughout a temperature transition from room temperature to body temperature and behaves austenitically *in vivo*.

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14. (Withdrawn) The implantable endoluminal graft of claim 10, further comprising a microporous metal thin film covering that undergoes a phase transition, from martensite to austenite crystal structure, during a temperature transition from room temperature to body temperature and behaves austenitically *in vivo*.

- 15. (Previously Presented) The implantable endoluminal graft of claim 1, wherein the at least one affixation member comprises a projection projecting proximally or distally from a cylindrical element at a terminal end of the structural support member.
- 16. (Cancelled)
- 17. (Cancelled)
- 18. (Currently Amended) An implantable endoluminal graft, comprising:
  - (a) a microporous metal thin film covering comprised of a shape memory alloy having an austenite phase transition start temperature greater than 37°C and the microporous metal thin film covering having a pattern of microporous openings passing therethrough; and
  - (b) a structural support element underlying the microporous covering comprised of at least a pair of cylindrical elements and interconnecting members joining adjacent cylindrical elements, the structural support element further comprised of a shape memory alloy having an austenite phase transition start temperature less than 0°C;
  - (c) the structural support element being attached to the microporous metal thin film covering at least one point of attachment <u>including an at least one affixation member</u> between the microporous metal thin film covering and the structural support element.
- 19. (Previously Presented) The implantable endoluminal graft of claim 18, wherein the shape memory alloy is nitinol.

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20. (Previously Presented) The implantable endoluminal graft of claim 18, wherein the microporous metal thin film covering maintains a martensite crystalline structure throughout the temperature transition from room temperature to body temperature.

- 21. (Previously Presented) The implantable endoluminal graft of claim 18, further comprising a structural support member that undergoes a phase transition, from martensite to austenite crystal structure, during the temperature transition from room temperature to body temperature.
- 22. (Currently Amended) The implantable endoluminal graft of claim 18, wherein the at least one point of contact affixation member is located at either near a proximal end or distal end of the microporous metal thin film covering and corresponding end of the structural support element.
- 23. (Currently Amended) The implantable endoluminal graft of claim 18, wherein the at least one point of contact affixation member is located at near a distal end of the microporous metal thin film covering and structural support element.
- 24 (Previously Presented) The implantable endoluminal graft of claim 18, wherein the cylindrical elements adopt a sinusoidal pattern with alternating peaks and valleys.
- 25. (Cancelled)
- 26. (Currently Amended) The implantable endoluminal graft of claim 18, wherein the microporous metal thin film covering pattern of microporous openings exhibits a uniform pattern of openings throughout the surface of the microporous metal thin film covering.
- 27. (Currently Amended) The implantable endoluminal graft of claim 18, wherein the at least one point of contact affixation member is on a terminal end of a terminal interconnecting member.
- 28. (Cancelled)

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- 29. (Previously Presented) An implantable endoluminal graft, comprising:
  - a. a microporous metal thin film covering comprised of nitinol; and
  - b. a structural support element underlying the microporous covering comprised of at least a pair of undulating cylindrical elements having a plurality of peaks and valleys and interconnecting members joining adjacent cylindrical elements at either the peaks or the valleys and having at least one projection extending longitudinally from a terminal cylindrical element, the structural support element being comprised of nitinol,
  - c. the structural support element being joined to the microporous metal thin film covering at the at least one projection.
- 30. (Previously Presented) The implantable endoluminal graft of claim 29, wherein the microporous metal thin film covering maintains a martensite crystalline structure throughout the temperature transition from room temperature to body temperature.
- 31. (Previously Presented) The implantable endoluminal graft of claim 29, wherein the structural support member that undergoes a phase transition, from martensite to austenite crystal structure, during the temperature transition from room temperature to body temperature.
- 32. (Withdrawn) The implantable endoluminal graft of claim 29, further comprising a microporous metal thin film covering that maintains an austenite crystalline structure throughout a temperature transition from room temperature to body temperature and behaves austenitically in vivo.
- 33. (Withdrawn) The implantable endoluminal graft of claim 29, further comprising a microporous metal thin film covering that undergoes a phase transition, from martensite to austenite crystal structure, during a temperature transition from room temperature to body temperature and behaves austenitically *in vivo*.

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34. (Previously Presented) The implantable endoluminal graft of claim 29, wherein the microporous metal thin film covering exhibits a regular pattern of openings throughout a surface of the microporous metal thin film covering.

35. (Previously Presented) The implantable endoluminal graft of Claim 34, wherein the regular pattern of openings further comprises a plurality of elongate slots arrayed in circumferentially adjacent and longitudinally offset rows, each of the plurality of elongate slots being parallel to a longitudinal axis of the endoluminal graft and capable of opening under the influence of a circumferentially expansive force.

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